

Remarks

In view of the above amendments and the following remarks, reconsideration and further examination are requested.

The specification and abstract have been reviewed and revised to make a number of editorial revisions. A substitute specification and abstract have been prepared and are submitted herewith. No new matter has been added. Enclosed is a marked-up copy of the specification and abstract indicating the changes incorporated therein.

Claims 11, 12, 15, 27, 29 and 40 have been objected to as containing a number of informalities. Claims 11, 12, 15, 27, 29 and 40 have been amended so as to address these informalities. As a result, withdrawal of the objection is respectfully requested.

Claims 1-12, 17-24, 30-32 and 34-38 have been rejected under 35 U.S.C. §102(e) as being anticipated by Ovesjö (US 6,108,369). Claims 13-16, 25-29, 33, 39 and 40 have been rejected under 35 U.S.C. §102(e) as being anticipated by Dahlman (US 6,222,875).

Claims 3, 19 and 30 have been canceled without prejudice or disclaimer to the subject matter contained therein. Further, limitations similar to those in claims 3, 19 and 30 have been added to independent claims 1, 13, 17 and 25, so as to further distinguish the present invention from the references relied upon in the rejections.

In addition, claims 1, 2, 4-18, 20-29 and 31-40 have been amended to make a number of editorial revisions. These revisions have been made to place the claims in better U.S. form. None of these amendments have been made to narrow the scope of protection of the claims, nor to address issues related to patentability and therefore, these amendments should not be construed as limiting the scope of equivalents of the claimed features offered by the Doctrine of Equivalents.

Further, new dependent claims 41-51 have been added.

The above-mentioned rejections are respectfully traversed and are submitted to be inapplicable to the claims for the following reasons.

Claim 1 is patentable over Ovesjö, since claim 1 recites a method including, in part, transmitting a modulated signal and a spreading factor over a radio link. Ovesjö fails to disclose or suggest transmitting a spreading factor, as recited in claim 1.

Ovesjö discloses a CDMA system that supports variable bit rate services, such as speech, by providing control information in each frame which specifies the instantaneous data symbol rate for that frame. In order to do this in a regular time interval, physical channels are organized in frames of equal length. Each of the frames carries an integral number of chips and an integer number of information bits. Using this frame structure, bit rate control can be provided for CDMA frames by transmitting this information on a separate physical channel. The physical channels carrying the data and the control information (for example, pilot/reference symbols for channel estimation, power control commands and rate information of the data) can be denoted as a physical data channel (PDCH) and a physical control channel (PCCH), respectively. Each connection between a mobile station and a base station is supported by a PCCH and at least one PDCH. A spreading code, symbol rate, or spreading factor of the PCCH are known a priori (i.e., are previously known) to the receiver. Therefore, the receiver can determine the data rate of the PDCH(s) from the PCCH prior to demodulating/decoding the PDCH(s). (See column 3, line 60 - column 4, line 19).

Based on the above discussion, it is apparent that the receiver in the CDMA system of Ovesjö already knows the spreading factor at the time the data channel(s) (PDCH(s)) and control channel (PCCH) are received. Further, the control channel (PCCH) is disclosed as including pilot/reference symbols for channel estimation, power control commands and rate information of the data and is not disclosed as including the spreading factor. Therefore, since the receiver in the system of Ovesjö already knows the spreading factor at the time the PDCH(s) and the PCCH are received, Ovesjö necessarily fails to disclose or suggest transmitting a spreading factor over a radio link, as recited in claim 1.

One of the benefits of the present invention over the CDMA system of claim 1 is that the transmitting of the spreading factor over the radio link allows for a receiver to easily receive this information and adapt its modulation due to changes in the spreading factor more quickly. This leads to more efficient data transmission with the possibility of faster decoding at the receiver.

In section II of the Office Action, Dahlman is relied upon as disclosing receiving a modulated signal transmitted over a radio link. However, it is apparent that Dahlman, like Ovesjö discussed above, discloses that a receiver in its CDMA system already knows the spreading factor at the time the data channel(s) (PDCH(s)) and control channel (PCCH) are received. (See column 3, line 51 -

column 4, line 8). As a result, Dahlman also fails to disclose or suggest the above-discussed feature of claim 1.

With regard to claims 13, 17 and 25, these claims are patentable over Ovesjö and Dahlman for similar reasons as set forth above in support of claim 1. That is, claims 13, 17 and 25, like above claim 1, recite either transmitting or receiving a spreading factor over a radio link, which feature is not disclosed or suggested in either of the references.

In addition to being patentable over Ovesjö and Dahlman for the reasons discussed above with regard to claim 1, claims 6 and 32 are also patentable over these references for reciting, in part, transmitting a FEC code rate over a radio link. Neither Ovesjö or Dahlman disclose or suggest this feature of claims 6 and 32.

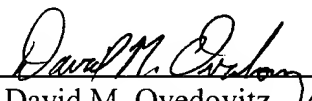
As discussed above, Ovesjö and Dahlman disclose the transmission of data and control information, including pilot/reference symbols for channel estimation, power control commands and rate information of the data. However, Ovesjö and Dahlman do not disclose or suggest transmitting a FEC code rate over a radio link. As a result, neither Ovesjö and Dahlman discloses or suggest the invention as recited in claims 6 and 32.

Because of the above mentioned distinctions, it is believed clear that claims 1, 2, 4-18, 20-29 and 31-40 are allowable over Ovesjö and Dahlman. Furthermore, it is submitted that the distinctions are such that a person having ordinary skill in the art at the time of invention would not have been motivated to make any combination of the references of record in such a manner as to result in, or otherwise render obvious, the present invention as recited in claims 1, 2, 4-18, 20-29 and 31-40. Therefore, it is submitted that claims 1, 2, 4-18, 20-29 and 31-40 are clearly allowable over the prior art of record.

In view of the above amendments and remarks, it is submitted that the present application is now in condition for allowance. The Examiner is invited to contact the undersigned by telephone if it is felt that there are issues remaining which must be resolved before allowance of the application.

Respectfully submitted,

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METHOD AND APPARATUS FOR A CDMA CELLULAR
RADIO TRANSMISSION SYSTEM

BACKGROUND ON THE INVENTION

Field of the Invention

The present invention relates to a method and apparatus for a CDMA cellular radio transmission system, and more particularly to a method of transmitting or receiving signals in such a system, ~~according to the preamble portions of claims 1 and 10.~~ Furthermore, the present invention relates to a transmitter or receiver in a CDMA cellular radio transmission system, ~~according to the preamble portions of claims 14 and 21.~~

Description of Related Art

Due to advanced techniques in cellular radio transmission systems, the capacity of these systems has been significantly increased. In contrast to time division multiple access (TDMA) and frequency division multiple access (FDMA) systems, the users of code division multiple access (CDMA) systems are transmitting at the same time and frequency. They are distinguished by their individual code that is known to the receiver. Codes can be generated that are orthogonal to each other to decrease mutual interference. Since orthogonal transmission requires synchronized signals, it is usually applied in the downlink (e.g., IS-95, UMTS W-CDMA), but could also be applied in the uplink when time advance is used to align the arriving signals at the base station.

Forward error correction (FEC) is one technique to provide a reliable connection and to fulfill a required quality-of-service (QoS). This technique codes k information bits in n coded bits, thereby adding a redundancy of $(n-k)$ bits to allow a certain amount of errors to be corrected at the receiver. The code rate is defined as k/n . To fulfill a required QoS without wasting resources, transmission power and code rate has to be selected carefully. Excessive power per transmitted information bit results in excessive interference to other users in the system and can degrade system performance significantly.

US 5,729,557 describes a method and apparatus for using multiple code rates for forward error correction in a cellular digital data radio communication

system. When the channel path loss is large, it is possible that the required transmit power exceeds the maximum allowable power of the system or the maximum transmit power capability of the mobile unit. In such cases, the mobile unit selects a lower code rate. Base station receiver sensitivity improves as the code rate decreases, so the result is similar to increasing the transmitter power.

Furthermore, the mobile unit code rate selection can be based on the quantity of data to be transmitted and a base station can determine the code rate used by a mobile unit by attempting to decode all code rates and choosing the best result.

A further conventional approach to fulfill a required QoS is to adjust the transmit power in order to compensate for phenomena, such as fading, shadowing or path loss. Depending on the type of deterioration, power can be changed very quickly and without large modification at the transmitter site. Further, fast power control is essential to combat the near-far-effect, i.e., the path loss increases with distance between the mobile station and base station.

A combined power control and FEC control technique for mobile radio systems is disclosed in EP-A 790 713. This system features individual transmitterreceiver pairs which adaptively determine the minimum power and FEC required to satisfy a specified QoS. This allows for the optimization of to ~~optimize~~ each user's code rate to the current channel condition and to limit the coding overhead of the individual connection.

A further example for adaptive FEC in a data communication system is disclosed in US 5,699,365, which discloses an apparatus and method for dynamically changing FEC parameters, based on communication channel conditions, such as a noise level or error rate. When the channel parameter is not within a predetermined variance of a threshold level, a revised FEC parameter having a greater or lesser degree of FEC capability is selected and transmitted.

Different approaches to combat QoS constraints include varying the data rate as disclosed, for example, in US 5,734,646. To this end, a received pilot strength data is used to determine a data rate which satisfies all adjacent cell interference concerns.

In a CDMA system, the number of individual codes used to distinguish between different mobile stations or base stations, commonly called channelization codes, is limited. This can lead to a situation of channelization code shortage, where no orthogonal channelization code is available-anymore.

5 On the other hand, orthogonality is essential to minimize interference between users (multi-user interference). The orthogonality provides that these codes have zero crosscorrelation. Under ideal conditions, users in one cell do not interfere with each other at all, such that the intra-cell interference is substantially non-existent. In situations with multi-path propagation, this
10 property gets partly lost.

To prevent the use of non-orthogonal codes, it can be attempted to shift some of the load of a particular cell with high traffic to surrounding cells. However, there is a limit to the use of this technique, since surrounding cells might also be loaded. Also, efficiency decreases because the mobile stations
15 cannot use the best suited cell, which results in higher transmit power with an impact on the generation of interference and the lifetime of the user's battery.

The above described conventional techniques are unsuitable for combating the problem that the number of orthogonal channelization codes is limited. In future systems, this will become even more severe since advanced
20 receiver techniques will increase the system capacity so that the number of channelization codes simultaneously in operation will increase. Another reason for the channelization code shortage is that in CDMA systems, a large portion of mobile stations perform soft handover, i.e., they transmit and/or receive from multiple base stations. Consequently, a channelization code has to be
25 allocated in each base station for a single connection. Mobile stations transmitting packet data might also require the allocation of channelization codes during periods of no data transmission because power control has to be maintained.

SUMMARY OF THE INVENTION

30 The object of the present invention is to use existing channelization codes more efficiently and to prevent a channelization code shortage without introducing new non-orthogonal channelization codes.

The general principle underlying the present invention is an adaptive spreading factor used during modulation or demodulation of the transmitted signals. It will be appreciated that the spreading process transforms each encoded bit into a sequence of x chips, whereas the number x corresponds to the chosen spreading factor and the sequence corresponds to the selected channelization code. Consequently, the number of available channelization codes depends on the spreading factor of each physical channel.

According to one aspect of the invention, the method of transmitting signals in a COMA system adapts the spreading factor used in modulating a source signal with a channelization code having a length corresponding to the spreading factor.

According to another aspect of the invention, a method of receiving signals is provided wherein the spreading factor used in an adaptive manner for modulating the received signal is determined and the received signals are demodulated with a channelization code having a length corresponding to the used spreading factor.

Further, the transmitter according to the present invention employs a control unit which adapts the spreading factor for use in a modulation means and the receiver according to the present invention determines the used spreading factor in the received modulated signals.

Preferably, the adaptation of the spreading factor is made on the basis of the availability of channelization codes in the system. This provides an effective management of the number of available channelization codes and ~~migrates~~ mitigates the problem of channelization code shortage.

According to a preferred embodiment of the invention, the adapted spreading factor is ~~signalled~~ signaled over a radio link from the transmitter to the receiver. Consequently, a receiver can easily obtain information on the used spreading factor and adapt its demodulation unit more quickly.

According to a further advantageous embodiment, the source signal to be transmitted over the radio link is encoded, prior to modulation, with a forward error correction (FEC) code rate, and the FEC code rate is suitably adapted. This provides the particular advantage that adaptation of the spreading factor is

done in coordination with the adapted FEC code rate. For a given band width, increasing the FEC code rate allows increasing of ~~to increase~~ the spreading factor with a corresponding magnitude.

Preferably, the FEC code rate is adapted in accordance with the determined availability of channelization codes and/or the adapted spreading factor and ~~signalled~~ signaled over the radio link in order to provide this information more quickly at the receiver. Further, the control unit can also adapt the source data rate in accordance with the determined availability of channelization codes and/or the adapted spreading factor.

Further, it is preferred that the adaptation of the spreading factor and/or the code rate is carried out in accordance with the measurement of at least an additional system parameter, such as channel quality, interference, system capacity, transmit power or link quality.

According to a further preferred embodiment, the adaptation for the spreading factor and/or the FEC code rate is carried out on an individual basis for at least one user of the system. Consequently, individual users can be selected which are most suited for the adaptation process without degradation of quality-of-service.

BRIEF DESCRIPTION OF THE DRAWINGS

The present invention will be more readily understood from the following detailed description of preferred embodiments with reference to the accompanying drawings.

FIG. 1 shows a CDMA cellular radio transmission system in which the present invention can be employed;

FIG. 2 shows an exemplary code tree for generation of orthogonal variable spreading factor codes;

FIG. 3 provides a table of possible FEC code rates;

FIG. 4 shows a simplified block diagram of a transmitter/receiver pair, and FIG. 5 shows a flow chart illustrating an example of the inventive method.

DETAILED DESCRIPTION OF THE INVENTION

FIG. 1 shows a CDMA cellular radio transmission system consisting of a

plurality of adjacent cells 1, each of which having at least one base station 2 located in its center. Each cell serves a plurality of mobile stations 3, some of which will be in the idle mode, and some of which have an uplink and/or a downlink connection to one or more base stations. Particularly when mobile stations move away from the base station, they have to transmit with higher power and will interfere with the adjacent base stations, such as, for example, mobile station 4 in the center cell of FIG. 1 will interfere 5 with the two left neighbouring neighboring cells. This is called inter-cell interference and is particularly harmful for cells in CDMA systems using the same frequency.

10 Additionally, each mobile station causes interference in its own cell, e.g., mobile station 4 with mobile station 6, which is called intra-cell interference.

In CDMA systems, inter-cell interference is reduced by the use of orthogonal channelization codes in the transmitter. For third generation mobile systems, like UMTS W-CDMA, orthogonal variable spreading factor (OVSF) codes are used, which can preserve orthogonality of physical channels with different data rates and spreading factors. A more detailed discussion of OVSF codes can be found in UMTS specification version 0.56.0 1999-1, available from the European Telecommunication Standards Institute (ETSI), and in particular chapter 6.2.1.

20 As shown therein, OVSF codes can be defined using the code tree as illustrated in FIG. 2. It can be seen that, e.g., for a spreading factor of $SF = 4$ there are only four different orthogonal codes available ($C_{4,1} \dots C_{4,4}$), wherein the codes are defined by $C_{\text{spreading factor, index}}$.

Each level in the code tree defines a channelization code of a length SF , corresponding to a spreading factor of SF . All codes within the code tree cannot be used simultaneously in a cell, but are restricted by the rule that a code can be used by a mobile station if and only if no other code on the path from the specific code to the root of the tree or in the subtree below the specific code is already used by the same mobile station in a cell. This means that the number of available channelization codes is not fixed, but depends on the spreading factor of each physical channel.

In-figure FIG. 3, a table gives an example for different code rates. As the

number of k information bits are coded into a different number of n coded bits, these bits must then be mapped to the burst structure of the physical channel and will require a certain spreading factor for transmission with a required maximum delay. Assuming a code rate of $1/3$, 120 information bits are coded
 5 into 360 bits for transmission. Other code rates are given in the table. Moreover, variable code rates having good coding properties can easily be generated by rate-compatible punctured convolutional codes. A more detailed discussion on such codes can be found, for example, in IEEE Transactions on Communications, vol. 38, November 1988, pp. 389-400. In brief, at the output
 10 of the encoder some bits are periodically eliminated (punctured) using a known algorithm or pattern. This will result in a specified code rate. The commonly used Viterbi decoder can be applied to punctured codes without any complexity increase by inserting dummy bits at the position where bits have been punctured.

15 In the following, an example is given. Assuming that for a code rate $r = 1/3$ and $n = 360$ encoded bits, a spreading factor of 16 is used to transmit 5,760 bits per time interval. If the environment allows due to Improvement of the physical channel, ~~to switch~~ switching to a coding rate of, e.g., $2/3$, without exceeding the allowable interference limit, this would enable ~~to the use of a~~
 20 physical channel with a spreading factor of 32, since half of the number of bits, namely $n = 180$, will have to be transmitted. Switching the spreading factor ~~results consequently~~ results in that an additional channelization code of SF 32 is made available for use in this cell.

It should be appreciated that the code rate can only be increased to the
 25 point where a higher spreading factor can be used if the quality of services constraints are still met. If the coding scheme does not have such a fine granularity, the coded bits could also be punctured to the exact code rate where a higher spreading factor can be used. In case the FEC code rate does not fulfill the required QoS and a lower code rate would give a better performance, a
 30 physical channel with a lower code rate and decreased spreading factor must be used.

FIG. 4 shows a simplified block diagram of a transmitter and a receiver of

the present invention. Each part could be either embodied as a mobile station or a base station, i.e., perform an uplink or downlink connection. In the transmitter, one or a plurality of signal sources 10 generate a certain amount of data (k bits) that is stored in a buffer to be transmitted. The k bits are applied to an encoder 11 where redundancy is added to reduce the error probability in the received signals. The encoder 11 generates n coded bits which are subsequently applied to an interleaver 12. Pursuant to interleaving, the n coded bits are supplied to a multiplexer 14 where a signal burst is mapped including pilot bits, transmit power control (TPC) bits and transport format indicator (TFI) bits. Burst mapping is generally known in the art such that a detailed discussion thereof has been omitted for reasons of simplicity.

In a modulator 15, the data output from the multiplexer 14 is modulated with the particular access scheme that is used, e.g., spreading in the case of CDMA. The spreading process will transform each encoded bit into a sequence of x chips, whereas the number x corresponds to the chosen spreading factor and the sequence corresponds to the selected channelization code. Finally, in an the-RF part 16, the transmit signal is formed and amplified to get a predetermined transmit power, which is adjusted in accordance with a signal from control unit 13 to balance the power per transmitted information bit for the used code rate and spreading factor.

It is noted that the control unit 13 is adapted to adjust between different FEC code rates in the encoder 11 selected among a plurality of possible code rates in accordance with a criteria which will be explained later. A change of the FEC code rate is ~~signalled~~ signaled to the transmitter with the TFI bits which are included in the transmitted signal in the multiplexer 14. The control unit 13 also initiates a change of the spreading factor in the modulator 15 and adapts the transmit power in the RF part 16 accordingly. The reconfiguration of the interleaver 12 and the multiplexer 14 that is needed for a change of the code rate and the spreading factor is not included in the simplified figure.

The adaptation of the spreading factor and/or FEC code rate is carried out on the basis of the availability of channelization codes, which will be described in further detail below. Moreover, the adaptation considers system

parameters such as channel quality, interference, system capacity, transmit power or link quality. These parameters can be measured and reported from a receiver to the transmitter on request and/or periodically. A further factor for the adaptation of the spreading factor and/or FEC code rate is the information bit rate of the source 10.

The corresponding receiver comprises an RF part 17, a demodulator 18, ~~and a~~ demultiplexer 19, a deinterleaver 20, a decoder 21 and a signal sink 22. According to the described embodiment, a change of the code rate and spreading factor is decided by the transmitter and ~~signalled~~ signaled to the receiver via the TFI bits. The demultiplexer 19 decodes the TFI bits and supplies same to a control unit 23. This unit again configures the demodulator 18, the demultiplexer 19, the deinterleaver 20 and the decoder 21. More specifically, the control unit 23 determines the spreading factor with which the received signals have been modulated at the transmitter and signals same to the demodulator 18 for demodulating the received signals with the appropriate channelization codes. With each TFI bit, the receiver knows exactly the used parameters, e.g., FEC code rate, spreading factor, rate matching factor, interleaving length, kind of transport channel used, etc., of the transport format that was used for coding and multiplexing at the transmitter. A very simple scheme is to indicate with the TFI bit the format of the frame that is received next. If I/Q multiplexing of data and control bits is used, the TFI bits could be demodulated separately at the beginning of the demodulation process and identify the just received (buffered) frame.

The ~~signalling~~ signaling of the coding rate can be realized in different ways. Other means to identify the transport format are blind rate detection or higher layer ~~signalling~~ signaling. For the control mechanism of the code rate or spreading factor, other methods are also possible, e.g., where the receiver requests the transmitter to use certain transmission parameters.

The resource allocation of the base station will ~~be realize~~ realized when a situation of code shortage occurs and the interference limit in the cell has not been reached. The number of used codes is known by the base station, since they are allocated by the system.

If code shortage occurs, meaning no codes are available while interference is not at the limit, the base station will go into a procedure to find a mobile station ~~who~~ that is suited suitable based for a spreading factor increase. The selection of the appropriate user and code rate has to be done very carefully because every increase in transmit power of a fully loaded system affects the quality of all other users.

The user that encounters a very good channel, e.g., because it is near his home base station, will contribute less to intra-cell interference than others. Within a certain radius from the base station the capacity is limited by the intra-cell interference and inter-cell interference can be neglected. If the user within that radius changes the code rate due to code shortage, it will have little or no effect on the interference of the surrounding cells.

An increase in the code rate and the corresponding increase of the spreading factor does not only release additional channelization codes, but could also increase spectrum efficiency, since there is a limit in the use of power control. If the transmit power is already very low, a further decrease might not give any more usable resources to the cell and situations might be encountered where a further reduction is not possible due to the limited dynamic range. Even if additional interference will be generated by an increased code rate, it might be preferable in terms of system capacity. A non-orthogonal code will be much more harmful to the system than low interference users with a higher code rate. In particular for high-data rate users, any change of the transmit power has to be done very carefully in respect to other users' quality and system stability.

The interference situation and/or link quality can be defined in terms of several parameters, such as signal strength, carrier-to-interference ratio (CIR), path loss, transmit power, signal-to-noise ratio, cell load, bit-error-rate, frame-error-rate, raw bit-error-rate, etc. Such a quality indicator is continuously updated by each mobile station or base station. The decision to use a different spreading factor and/or code rate can also be reversed when conditions change. A hysteresis function can prevent a hopping between states. The degree of hysteresis is controlled by appropriate settings of upper and lower

decision thresholds.

FIG. 5 shows a flow chart illustrating the inventive method as carried out in a transmitter embodied as a base station. More specifically, it explains how the spreading factor could be changed in case of code shortage. When the system is in operation, the base station monitors in step 40 several system parameters or receives information from a base station controller, which usually has the control of several base stations or cells in a cluster. This monitoring ~~(step 40)~~ provides information on the surrounding cells, the cell loads and interference situations. The radio resource control protocol is responsible ~~to~~ allocate for allocating and release releasing resources and to control controlling the cell load.

Under consideration of these parameters, the base station determines thresholds of the maximum allowable interference C/I_{\max} in a cell and the maximum sum of signal strength S_{\max} of the surrounding base stations at a particular position of a mobile station in step 41. Then, the base station will ~~in step 41~~ identify a situation where a channelization code shortage occurs in step 42. The base station will ~~would allow to~~ an increase of the spreading factor and to a use of additional codes, if the momentarily measured carrier-to-interference ratio C/I is lower than the determined threshold C/I_{\max} (step 44). If the system is ~~not fully loaded yet~~ fully loaded, i.e., the momentarily measured C/I is larger than the threshold C/I_{\max} , a suitable mobile station for change of the spreading factor will be selected in step 46.

A criteria could be to select ~~that~~ the mobile station having the smallest transmit power or which is nearest to the base station. Also, the type of service which the mobile station provides could be considered. In ~~step 42~~ 47, the base station requests that the selected candidate mobile station transmits a measurement report which indicates the received power of all surrounding base stations. If such received power of all surrounding base stations is smaller than the predefined threshold S_{\max} , which is determined in step 48, the code rate and spreading factor can be changed since the inter-cell interference caused by the change will rarely affect the surrounding base stations. The procedure to change the code rate and spreading factor is triggered in step 49 with the

consequence that channelization codes will be released that can be allocated to other uses.

For simplicity, the above-described flow chart only shows how the FEC code rate and spreading factor is increased to release channelization codes.

There can be several levels of code rates and the sum of signal strength S_{\max} of the surrounding base stations of that particular mobile station is monitored at all times to switch back to a lower code rate when the signal strength of the surrounding base stations becomes too strong.

The described invention can be improved by a proper selection of an automatic repeat request (ARQ) scheme. In a situation where the code rate is too high for a particular channel environment, a high bit error rate makes transmission unsatisfactory. In this case, ARQ is used and there will be several re-transmissions before the data is received correctly. If the erroneous packets are stored in the receiver and combined with the retransmitted packets, performance is consequently increased. Such an ARQ scheme is called hybrid ARQ type II or type III. Given the reasons above, the adaptation of the spreading factor and/or FEC code rate might potentially be done in accordance with a switch of the retransmission algorithm used. A more detailed discussion on hybrid ARQ schemes is found, for example, in IEEE Transactions on Communications, vol. 38, No. 8, August 1999, pp. 1133-1137.

Simple communication systems often do not support variable code rates. The FEC code is designed to be ~~an optimum~~ optimized for that specific code rate, but is not variable. Bit mapping through the physical channel is accomplished by non-optimum puncturing or repetition. Terminals used in such simple systems usually do support an option where no FEC coding at all is used. This is useful for services that are very error tolerant or do encoding/decoding at the application layer. The previously described algorithms can also be used in connection with the no FEC encoding option, meaning the encoder is switched off, which results in a code rate of $r = 1$. In this case, the increase of spreading factor and the release of additional channelization codes will be very high, but also the transmit power will increase. Since the bit error rate is expected to increase rapidly, it is preferable in this

case to use an ARQ scheme as mentioned above.

Certain applications, such as voice, video etc., require a dedicated encoder, so-called source encoder. Such an encoder might be located in other protocol layers or at different locations in the network. Source encoders often have different modes that correspond to different code rates. One advantage of the present invention is the possibility to control the mode of the source encoder that might not necessarily be part of the transmitter. The need for a change of the spreading factor can also result from different data rates which are variable depending on, for example, the required speech quality, speech activity (e.g. IS-95) or channel conditions (e.g. GSM adaptive multi-rate AMR codec). UMTS will support the AMR codec with smooth transmission from second generation GSM to third generation UMTS. Depending on the data rate, the AMR will use either a spreading factor of 256 for low rate AMR's or a spreading factor of 128 for higher data rates.